

Joe Hawkins \_\_\_\_\_

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Pittsburg, California 94565 \_\_\_\_\_

STATE OF CALIFORNIA  
State Energy Resources  
Conservation and Development Commission

In the Matter of:	)	
	)	Docket No. 00-AFC-1
Application for Certification for the	)	DATA REQUEST
Southern Unit 8 Power plant	)	OF: <u>Joe Hawkins</u>
	)	7 - 6 -2000
_____	)	

To: Bay Area Air Quality Management District (BAAQMD)

I Joe Hawkins requests that you answer the following data request within 30 days. All the information sought is relevant to the proceeding and is in the control of the BAAQMD. The information is not readily available from other sources. The questions are relevant because BAAQMD will be issuing a Determination of Compliance in 00-AFC-1 allowing the conclusion that the project will have no significant health impact in this community. In answering this data request, you are required to furnish full and complete answers.

1. List all organizations and key individuals contacted in Bay Point , Pittsburg, Antioch, Brentwood and Oakley and Contra Costa County to inform the public about air quality studies leading to the Preliminary Determination of Compliance (PDOC) and Final Determination of Compliance (FDOC) for siting case 00-AFC-1, also 98-AFC-1 and 98-AFC-3 . The outreach in 98-AFC-1 and 98-AFC-3 is relevant because residents will be subjected to cumulative exposures. Please indicate if the contact(s) were written or verbal and the language(s) utilized. The same goes for the 00-AFC-1, List all outreach in this application also.
2. Disclose any Federal funds utilized in the BAAQMD s PDOC and FDOC to establish compliance with air quality standards in analysis of the 98-AFC-1 and Delta Energy Center 98-AFC-3 and the pending 00-AFC-1.
3. Did BAAQMD inform any residents of Antioch or any other low income minority populations of the pending accumulative air pollution in this area due to the pending and the already approved power plants and already existing pollution sources? If the answer is yes, please indicate how the individuals were contacted and if the contact(s) were written or verbal and the language(s) utilized.
4. Also Intervener requests all studies done from the New Antioch Monitoring station that was closed due to the industrial pollution effecting the ambient air reading and supposedly not showing the true ambient air in this area while the 98-AFC-3 was in progress. I would like to see the data and have it interpreted by the CEC in US Standards for myself so as to judge the true nature of those readings taken at that monitoring station. I would find this

as applicable in this proceedings as it shows other than the ambient air in all the chemicals emitted. Which shows what residence are already dealing with in this area. Especially the low income populations in Antioch.

5. I would also like to request all records of all money paid to the BAAQMD from both Southern and Calpine/Bechtel or any other source of pollution in a ten mile radius of Southern Unit 8, 00-AFC-1. I request statements and explanations as to what the money, in what ever form of payment, was for and action taken afterwards. I find this relevant as their are Environmental Justice Issues that where over looked in other sitting cases by the EPA s legal representative or approved agency concerning all pollution sources in this area, the BAAQMD.
6. I request that any permits in this area also be disclosed that the BAAQMD had a process in and with whom and for how much pollution allowances they where permitted for. Also If they bought pollution credits, from what pollution sources and where were they located? I request all this information as it is relevant to the process and will show the true amount of pollution allowed in this area by various different polluting industries. Which is relevant to the EJ issues and the public health issues in this area.
7. I request also that BAAQMD show all fines and violations served on various industries in these respective communities mentioned in # 1 of this data request. This also will show infractions or lack of enforcement of infractions on the part of BAAQMD. I feel this is relevant to this proceeding as we are expected to allow the Pollution sources to monitor their own pollution with no real enforcement in this area. No real monitoring in the residential areas. Period.
8. I request that the BAAQMD also show any local pollution credits put into the Pollution pool for purchase by the pollution sources in this area? This is relevant because as it will show that rather than decreasing the pollution levels in this area, BAAQMD has allowed the sources to increase pollution or hopefully the opposite will be established. This is a EJ area and this has to be looked into for a proper hearing to come about.

The last time I made a data request of this nature to the BAAQMD. I never received that data when involved in the 98-AFC-3 hearing for application. I do not expect that to happen again.

As it is, I find the BAAQMD a rogue agency also because of it s practice of selling pollution credits of plants that have been out of operation way before anyone purchased any credits from those plant. Those credits are not applicable once a pollution source closes shop or goes out of business. The pollution credits are only good for polluting industries that are still operating and polluting the air or water or what ever. As the EPA s chosen agency to process the pollution credits, I find them responsible for a lack of environmental protection in this obviously polluted and over industrialized area. Also for a lack of EJ studies as it is obvious that they allowed credits be bought for other power plants (98-AFC-1 & 98-AFC-3) from sources in the South Bay area and in the Sacramento Valley area s which are not local and do not help the already existing Environmental Justice populations locally. This taking pollution from more ~~affluent~~ ~~effluent~~ area s and pouring it into this EJ Population. Exactly what the EPA is suppose to be trying to stop.

This time I expect a timely response to this data. I expect it all to be sent to me as it is relevant to this sitting case also. I do not want to hear any excuses as to why it can not be sent to me. I have already determined myself that it is relevant as it will show how and why

the BAAQMD is motivated to pass these pollution sources in this area and how it will effect the local residence.  
Please forward this to the BAAQMD and I ask that the CEC make sure they comply this time to these requests.

Thank You,

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Joe Hawkins - [hawk@california.com](mailto:hawk@california.com)

A handwritten signature in cursive script, appearing to read "Joe Hawkins", with a horizontal line underneath.

7-6-2000

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature